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A LODGING HOUSE CASE Attack on License System is Made.

C. C. Bitting made an attack on the lodging house license regulation in Judge Gear's court yesterday. It was in argument on his motion to quash the indictment of Frank Luciwiko for misdemeanor in conducting a lodging house without a license. Counsel for the defendant contended that it was unconstitutional to restrict a legitimate business, not in itself one over which police control is recognized as necessary such as saloons or gambling places, by license regulations. He spoke about "fifty cents a day" inspectors of the Board of Health as declining, for mere spite, to grant the certificate for defendant's lodging house which is required to be furnished before the Treasurer of the Territory will issue a license to such a place. The argument continues this morning. E. C. Peters, Deputy Attorney General, represents the Territory.

IN THREE COURTS.

The trial of Siu Sau for assault and battery, before Judge Gear, resulted in a mistrial being entered on account of hopeless disagreement of the jury.

The trial of E. M. Jones for murder was set for Monday next, the court denying the motion to have the trial begin yesterday.

Judge Robinson entered judgment by default against defendant in the suit of A. G. Correa vs. A. A. de Mattos, appeal of defendant from Honolulu District Court's judgment for \$181.32 and costs in favor of plaintiff. J. M. Vivas appeared for plaintiff.

Manuel D. Silveira vs. L. Ahlo is still on trial before Judge De Bolt, and Kapilani Estate vs. Faria before Judge Robinson.

DISPOSAL OF SUITS.

C. B. Menesil vs. Jack Kalaiwahea, defendant's appeal from District Court judgment of \$61.25 for plaintiff, was continued till next term by Judge De Bolt. H. Hogan appeared for defendant.

F. E. Thompson vs. Ah Ping & Co. was continued for the term owing to the absence of parties. It is an appeal from judgment of \$186.09 for plaintiff by District Magistrate Dickey.

Ishinohui Tukushima vs. Morihiro was continued for the term, being an action for \$2000 damages for malicious prosecution. E. M. Watson appeared for defendant.

C. Shiozawa vs. Kamalo Sugar Co., assumpsit for \$580, and Kapilani Estate, Ltd. vs. Manuel Gomes, a covenant suit for \$1000 damages, were continued for the term.

Leong Yick Co. vs. New Zealand Insurance Co., and Gow Chong and Ida E. Lamb vs. Royal Insurance Co., were discontinued.

ESTATES OF MINORS.

Lucy H. McWayne, guardian of her four minor children, has filed an inventory showing the trust to consist of \$1500 divided between them equally, being a legacy under the will of the late S. C. Allen. Annie R. Jaeger, guardian of her minor son, has filed a similar inventory showing a legacy of \$375 under the will of the same testator.

Hatutaro Miyamoto, guardian of Hatutaro Miyamoto, a minor, has filed an inventory showing the sum of \$190, a legacy received under the will of George E. Boardman, less \$10 inheritance tax.

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COL. WM. H. CORNWELL DIES AT WAIKAPU RANCH



THE LATE COL. W. H. CORNWELL.

Death came suddenly and unexpectedly to Col. William H. Cornwell at 6:20 o'clock yesterday morning at his home at Waikapu, Maui. Before even his illness was known in Honolulu a wireless telegram arrived announcing the death of Mr. Cornwell to his relatives in this city. The telegram gave heart disease as the cause of death, although friends in Honolulu always believed Col. Cornwell to be a sufferer from acute dyspepsia. Death came very suddenly, Mr. Cornwell being ill little more than an hour. His wife and son were at his death bed.

MR. CORNWELL'S LIFE.

William H. Cornwell was born in Brooklyn, New York, sixty-one years ago. He came to Honolulu when a boy of fifteen years of age, having received his early education in New York.

The deceased was the son of the late Henry Cornwell. The elder Cornwell came to Hawaii with his two sons in the latter fifties. His brother-in-law, James Louzada, was already here and it was at his request that the Cornwells came to the islands. Louzada owned the large ranch interests in Waimea, Hawaii, better known as the Puuloa Sheep Ranch, adjoining the Parker ranch. This ranch was later purchased by Col. Macfarlane from W. L. Greene and Frank Spencer who bought it from Louzada. After this sale the elder Cornwell, in partnership with Louzada, started the Waikapu sugar plantation on Maui, which probably was the first plantation on that island. Cornwell and Louzada were very successful, much of their success being due to the late Colonel Cornwell, who for many years was employed as manager of the property. This plantation was followed very shortly by the Haiku, Mahee, and Campbell plantations, native labor at that time being obtainable at six dollars per month, while sugar sold in San Francisco at from ten to twelve cents per pound.

In 1876 Col. Cornwell, with Col. G. W. Macfarlane, purchased the plantation, the elder Cornwell at that time retiring from business. With the plantation Cornwell and Macfarlane also acquired an immense tract of 12,000 acres known as the Great Waikapu Commons, which Claus Spreckels afterwards purchased from the partners, and with the Wailuku Commons started the big Spreckels plantation. To develop the property Spreckels had to acquire large water rights from King Kalakaua and in doing so he started the first trouble between the King and his cabinet, ending in Kalakaua dismissing his ministers, who opposed the grant, a prerogative the King then had.

Col. Cornwell was a close adherent of the Spreckels, and was well liked by Claus Spreckels, who always entertained Cornwell upon his visits to San Francisco. John D. Spreckels and Samuel Parker were always said to be Cornwell's most intimate friends.

Later Cornwell sold his interest in the Waikapu plantation to the Hawaiian Commercial and Sugar Co., while Macfarlane retained his share, thus causing the famous million dollar lawsuit. After the sale of his share in the plantation, Cornwell leased a large tract of land at Kula, Maui, from King Kalakaua and began the raising of stock on an extensive scale, a business he managed most successfully up to the time of his death.

HIS FRIENDSHIP FOR KALAKAUA.
Col. Cornwell early formed a friendship for Kalakaua which endured until the latter's death, and many stories are told of the regal entertainments that the two gave each other, the King entertaining Cornwell in Honolulu and Cornwell giving grand affairs for the King at Waikapu. In 1885 Cornwell was appointed a member of the King's staff and during the revolution of the following year he entered politics and remained a staunch supporter of Kalakaua and later of Lihoukalani. In 1890 he was elected a member of the House of Nobles for a four-year term and in the years that followed took an active part in the events which led up to the deposing of the Queen and the formation of the Provisional Government. On Nov. 1, 1892, the Queen named a new cabinet and sent in Cornwell's name as Minister of Finance. This Cabinet lasted but long enough to be voted out of existence by the Legislature on that same day. On

January 13, 1903, he became a member of the Parker Cabinet, the one which later surrendered to the new provisional government on the seventeenth of January, four days after it had been formed.

CORNWELL A DEMOCRAT.

Although a staunch supporter of the Queen, Cornwell accepted the conditions which came with the annexation of the islands to the United States. He then became a Democrat and attended the National Democratic Convention of 1900 as a delegate from Hawaii. Later he became national committeeman for Hawaii, and during the last legislative campaign at the request of Col. Blackburn of Kentucky, he made an effort to unite the Democrats and Home Rule parties in Hawaii.

In 1870 Col. Cornwell was married to Miss Blanche Macfarlane. Three children survive of that union, Mrs. J. S. Walker and Mrs. A. A. Braymer of Honolulu and W. H. Cornwell, Jr., of Maui. His wife died about fifteen years ago and last December Mr. Cornwell was married to Mrs. Josephine Colvin in Honolulu. She was with him at the time of his death.

Mr. Cornwell was a great lover of horse flesh. For a number of years he was president of the Hawaiian Jockey Club and one of its charter members. He imported and bred many harness and running horses, among them being "May D.", "Hancock", "Nisa", "Garfield", "W. W. Wood", "Lord Brock", "Venus", "Gartlene", the flying "Ahuimann", and many others. His racing colors were well known as the silver gray and cardinal maltese cross. At his Sacramento River ranch in California he kept a good stable.

THE FUNERAL.

The funeral arrangements have not been definitely made. The body will be brought to Honolulu in the Mauna Loa Friday. The funeral will probably be under the auspices of the Hawaiian Lodge No. 21, F. & A. M., of which Mr. Cornwell was a member. The services may be held Saturday or Sunday.

The deceased counted hundreds in Hawaii as personal friends. Of a genial, pleasant disposition he made friends easily and kept them always. He will be greatly missed both by Hawaiians as well as the American residents of the islands.

St. Clement's Fair.

At the meeting of the Woman's Guild of St. Clement's church held Tuesday afternoon the final plans and arrangements were made for the fair which is to be held on the rectory grounds, next Saturday afternoon and evening. The fair will be in the form of a Colonial Harvest Home. Aside from the fair features, which will be very attractive, there will be an exceptionally fine display of useful and fancy needle work. Refreshments will be served.

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